

EXHIBIT E

From: Martos, Martin R.

Sent: February 16, 2024 4:03 PM

To: Bral, Derek <dbral@FraserStryker.com>

Cc: Adam, Jordan <JADAM@FraserStryker.com>; Ebad Khan <ekhan@city-ventures.com>; Shotkoski, Paul <PSHOTKOSKI@FraserStryker.com>; Evan White <EWhite@city-ventures.com>; Winslow, Gabrielle <GWinslow@foxrothschild.com>

Subject: RE: Savista, LLC v. GS Labs, LLC (1:23:CV-06445)

Derek – We will raise with Savista. Are we to interpret your email below as a refusal of our written requests that GS Labs (a) supplement its deficient interrogatories; and (b) respond to timely served document requests? Or, are you proposing a stay to begin after GS Labs responds to Savista’s timely served discovery to date—the response deadline for which passed some 6 weeks ago?

Thanks,
Martin

Fox Logo



Martin R Martos

Partner

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From: Bral, Derek <dbral@FraserStryker.com>

Sent: February 16, 2024 9:52 AM

To: Martos, Martin R. <MMartos@foxrothschild.com>

Cc: Adam, Jordan <JADAM@FraserStryker.com>; Ebad Khan <ekhan@city-ventures.com>; Shotkoski, Paul <PSHOTKOSKI@FraserStryker.com>; Evan White <EWhite@city-ventures.com>; Winslow, Gabrielle <GWinslow@foxrothschild.com>

Subject: [EXT] RE: Savista, LLC v. GS Labs, LLC (1:23:CV-06445)

Mr. Martos,

Since Judge Ellis has not yet ruled on our motion to dismiss and we are disputing jurisdiction, we propose a stay of discovery pending the Court's ruling. We will be filing a Motion to Stay Discovery with the Court within the next couple of days. Can you please advise whether you intend to oppose that motion?

Thanks,

Derek T. Bral

Attorney

DIRECT: 402.978.5278

EMAIL: dbral@fraserstryker.com [Visit my bio](#)

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From: Martos, Martin R. <MMartos@foxrothschild.com>

Sent: Tuesday, February 13, 2024 7:37 PM

To: Bral, Derek <dbral@FraserStryker.com>

Cc: Adam, Jordan <JADAM@FraserStryker.com>; Ebad Khan <ekhan@city-ventures.com>; Shotkoski, Paul <PSHOTKOSKI@FraserStryker.com>; Evan White <EWhite@city-ventures.com>; Winslow, Gabrielle <GWinslow@foxrothschild.com>

Subject: [EXTERNAL] RE: Savista, LLC v. GS Labs, LLC (1:23:CV-06445)

Derek -- GS Labs has failed to make a good faith settlement offer. The offer in your 1/22/24 letter is below the amount GS Labs has admitted it owes in writing elsewhere. Nor does your offer account for contractual interest or the contractual floor that would seem to apply even under what appears to be your preferred reading of the agreement. As noted in my email below, GS Labs has also failed to meet even its basic discovery obligations. We do not see how a mediation based on your current posture could be productive as a result.

In short, your belated lowball offer and the flat disregard of discovery obligations by GS Labs (see below) is further evidence of bad faith. If GS Labs would like to have productive discussions toward resolving this matter through a negotiated resolution, please make a good faith offer that at least acknowledges what GS Labs owes even under its preferred (but nonetheless incorrect) reading of the agreement.

Best,
Martin

[Redacted]

[Redacted]

Martin R Martos

Partner

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From: Martos, Martin R.

Sent: February 13, 2024 7:33 PM

To: Bral, Derek <dbral@FraserStryker.com>

Cc: Adam, Jordan <JADAM@FraserStryker.com>; Ebad Khan <ekhan@city-ventures.com>; Shotkoski, Paul <PSHOTKOSKI@FraserStryker.com>; Evan White <EWhite@city-ventures.com>; Winslow, Gabrielle <GWinslow@foxrothschild.com>

Subject: RE: Savista, LLC v. GS Labs, LLC (1:23:CV-06445)

Derek,

We write regarding numerous deficiencies in GS Labs' discovery responses. Some of the deficiencies are particularly troubling. For example, your interrogatory responses were neither signed by counsel

for GS Labs nor verified by GS Labs as required by Rule 33. Your responses also omit key information known to GS Labs, such as the identification of persons who engaged with Savista directly prior to any litigation. And GS Labs failed to respond to Savista's document requests altogether. Please see the attached letter for more details.

Sincerely,
Martin

[Redacted]

[Redacted]

Martin R Martos

Partner

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From: Bral, Derek <dbral@FraserStryker.com>

Sent: January 22, 2024 1:44 PM

To: Martos, Martin R. <MMartos@foxrothschild.com>; Winslow, Gabrielle <GWinslow@foxrothschild.com>

Cc: Adam, Jordan <JADAM@FraserStryker.com>; Ebad Khan <ekhan@city-ventures.com>; Shotkoski, Paul <PSHOTKOSKI@FraserStryker.com>; Evan White <EWhite@city-ventures.com>

Subject: [EXT] Savista, LLC v. GS Labs, LLC (1:23:CV-06445)

Mr. Martos and Ms. Winslow,

Please see the attached Answers to Interrogatories and correspondence regarding the above-referenced litigation.

Kind regards,

Derek T. Bral

Attorney

DIRECT: 402.978.5278

EMAIL: dbral@fraserstryker.com [Visit my bio](#)

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